ANTHONY P. CAPOZZI, CSBN 068525 LAW OFFICES OF ANTHONY P. CAPOZZI 2 1233 W. Shaw Avenue, Suite 102 Fresno, CA 93711 3 Telephone: (559) 221-0200 Fax: (559) 221-7997 4 capozzilaw@aol.com E-mail: 5 Attorney for Defendant, SERAFIN RODRIGUEZ MENDOZA 6 7 IN THE UNITED STATES DISTRICT COURT 8 EASTERN DISTRICT OF CALIFORNIA, FRESNO 9 10 11) Case No.: CR-F-05-0127 OWW UNITED STATES OF AMERICA, 12 STIPULATION FOR CONTINUANCE AND Plaintiff, 13) PROPOSED ORDER THEREIN 14 VS. SERAFIN RODRIGUEZ MENDOZA, 15 Defendant. 16 17 STIPULATED between the Defendants, ΤТ TS HEREBY SERAFIN 18 RODRIGUEZ MENDOZA, by and through his attorney of record, Anthony P. 19 Capozzi, and ROSA LOPEZ MENDOA, by and through her attorney of 20 record, Eric V. Kersten, and Plaintiff, by and through Assistant 21 United States Attorneys, Sheila Oberto and Virna Santos, that the 22 Status Conference now set for Tuesday, May 23, 2006, 2006, at 9:00 23 a.m. be continued to Monday, June 5, 2006, 2006 at 9:00 a.m. for a 24 Change of Plea Hearing. 25 further stipulated by the parties that 26 any delay

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resulting from this continuance shall be excluded on the following

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basis:

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1.	Title 18, United States Code, Section 3161(h)(8)(A)
	that the ends of justice served by taking such action
	outweighs the best interest of the public and the
	defendant in a speedy trial;
2.	Title 18, United States Code, Section 3161(h)(8)(ii)
	that it is unreasonable to expect adequate preparation for
	pre-trial proceedings or for the trial itself with the
	time limits established due to the complexity of the case.
	Respectfully submitted,
Dated: M	ay 19, 2006
	/s/ Anthony P. Capozzi Anthony P. Capozzi,
	Attorney for Defendant, Serafin Rodriguez Mendoza
	Serarii Roarigaez Renaoza
Dated: M	ay 19, 2006
	/s/ Eric V. Kersten Anthony P. Capozzi,
	Attorney for Defendant, Rosa Lopez Mendoza
Dated: M	ay 19, 2006
	/s/ Sheila K. Oberto
	Sheila K. Oberto, Assistant U.S. Attorney
	ASSISTANT U.S. ACCOUNTRY
	2. Dated: M. Dated: M.

ORDER

IT IS SO ORDERED. Good cause having been shown, the status conference now set for May 23, 2006, is vacated and a Change of Plea for June 5, 2006 Hearing is now scheduled 9:00 at a.m. Additionally, time shall be excluded by stipulation from the parties and pursuant to 18 USC §§ 3161(h)(A) and 3161(h)(B)(ii).

Dated: May _25, 2006

/s/ OLIVER W. WANGER Honorable Oliver W. Wanger, U.S. District Court Judge

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